

Regular Meeting of the Roswell City Council

Held in the Bassett Auditorium at the Roswell Museum and Arts Center

Thursday, January 12, 2017 at 6:02 p.m.

The meeting convened with Mayor Kintigh presiding and Councilors Sandoval, Perry, Best, Henderson, Sanchez, Grant, Oropesa and Foster being present with Councilors Mackey and Denny being absent. Councilor Best led in the Pledge of Allegiance and Councilor Foster led in Prayer.

Notice of this meeting was given to the public in compliance with Sections 10-15-1 through 10-15-4 NMSA 1978 and Resolution 16-69.

Councilor Sanchez moved to approve the agenda for the January 12, 2017 City Council meeting including: Item 21 should read, "Consider approval of Proposed Ordinance 17-04 to advertise for a public hearing and vote on adopting a Municipal Environmental Gross Receipts Tax", the Addendum for Resolution 16-81 and proposed Title VI plan to be heard as Item 23A and all remaining items to keep the same numbering, as presented. Councilor Sandoval was the second. A voice vote was unanimous and the motion passed with Councilors Mackey and Denny being absent.

NON-ACTION ITEMS

Presentation – Public Affairs Update. Ms. Jennings gave a presentation on the Public Affairs Department. Current and ongoing projects include: ribbon cuttings, Friday report articles, ED Newsletters, weekly adoptable pets updates, delegation tours, Facebook live videos, Police recruitment campaign and filmroswell. The Public Affairs Department also works on promoting the Convention & Civic Center, Roswell International Air Center and the SeeRoswell website.

Presentation – Proclamation for Mr. Raymond English. Mayor Kintigh presented a proclamation to Mr. English, pharmacist at Walgreens south, proclaiming January 29, 2017 as Raymond English day. Mr. English is celebrating his 45th year anniversary as a Walgreens team member.

Presentation – Roswell Police Department staffing levels and recruitment. Chief Smith discussed staffing levels and recruitment for the Roswell Police Department. Currently the department is short 19 sworn officers. The department recruitment plan includes: job fairs, streamline background checks, media advertising, radio advertisements and recruitment trips. Chief Smith went on to explain the hiring process, end of the year recruitment totals and exit interviews.

Presentation – Recreation Center Water Facility option review. Ms. Hertwig-Hopkins introduced the item and Ms. Stark-Rankins followed by discussing the direction that City Council had given at the December City Council meeting. Mr. Valdez discussed the different options and schemes for the construction of the water facility. Mr. Dillon presented an estimated schedule for the design and construction of the facility.

Presentation – Proposed draft FY2018 Budget Timeline. Ms. Hertwig-Hopkins presented a Proposed FY18 budget timeline, FY18 budget process preparation, proposed council retreat goals and outcomes.

Presentation – Proposed Project Participation Agreement (PPA) between the City of Roswell and Dean Baldwin. Ms. Hertwig-Hopkins introduced the item stating that the agreement is still under review by the Legal Department, herself and staff members. Mr. Dillon gave a presentation on building needs, cost and the roof replacement plan. Ms. Stark-Rankins discussed two funding options. Mr. Roper explained LEDA funding details.

PUBLIC PARTICIPATION ON AGENDA ITEMS

Participants are mentioned on each item.

FOR THE RECORD: Councilor Mackey joined the meeting at 6:21 p.m.

PUBLIC HEARINGS

Proposed Ordinance 16-22 – To hold a public hearing and vote on the adoption of Proposed Ordinance 16-22 that would authorize the issuance of the City's joint Water and Sewer Improvement Revenue Bonds, Series 2017. Councilor Grant moved to approve Proposed Ordinance 16-22 to authorize the issuance of the City's joint Water and Sewer Improvement Revenue Bonds, Series 2017. Councilor Sanchez was the second. Ms. Garcia discussed modifications that were made to the proposed draft ordinance. Mr. Harrigan gave an update on the financial status.

IN FAVOR: Larry Connolly

OPPOSED: Donald Daugherty

A roll call vote was as follows: Sandoval-yes, Perry-yes, Best-yes, Henderson-yes, Sanchez-yes, Grant-yes, Oropesa-yes and Foster-no. The roll call vote was 8-1 and the motion passed with Councilor Foster voting no and Councilor Denny being absent.

CONSENT ITEMS

Bids & RFP'S

Purchase of one dump truck for Water Maintenance and Transmission (WM&T) – Consider purchase of one new dump truck utilizing State of New Mexico Statewide Price Agreement #70-000-16-0002 which expires November 2017. The vendor recommended is SUMMIT Truck Group of Albuquerque, NM. Total cost is \$89,575.

Purchase of one new backhoe for Water Maintenance and Transmission (WM&T) – Consider purchase of one new backhoe utilizing State of New Mexico Statewide Price Agreement #30-000-13-00054 which expires April 2017. The vendor recommended is Titan Machinery of Albuquerque, NM. Total cost is \$92,230.

RIAC Leases

Consider approval to authorize Eastern New Mexico University – Roswell, to renew their current lease agreement on use of an area of land at the old Airport and RIAC.

Consider approval to authorize Jon E. Hitchcock, Robert B. Corn, James Patterson, Siavash Karimian, Brandon Arnold and John Berry, as individuals, to renew their current lease agreement on portions of Hangar No. 91, Space A and B.

Consider approval to authorize Karen Mayes, an individual, on a new lease agreement on “T” Hangar Building No. 120, Space 5.

Resolution 17-01 – Weeds – The cleanup of approximately forty-five (45) separate properties within the City.

Resolution 17-02 – Condemnations – The removal or demolition of approximately seven (7) dilapidated structures within the City.

Lodgers’ Tax Request

Lodgers’ Tax Request – 2017 UFO Festival – Consider funding for the UFO Festival of eligible expenses at 100% up to \$75,000 with a signed contract between the 2017 UFO Festival/MainStreet Roswell and the City of Roswell at their meeting on January 5, 2017.

Minutes – Consider approval of the minutes from the December 08, 2016 regular City Council meeting.

NEW BUSINESS/ REGULAR ITEMS

Proposed Ordinance 17-01 – Body Arts Safe Practices – Consider approval of Proposed Ordinance 17-01 to advertise for a public hearing and vote on Body Arts Safe Practices. Councilor Perry moved to approve Proposed Ordinance 17-01 – Body Art Safe Practices. Councilor Foster was the second. Mr. Holloman gave a presentation stating that the Body Arts Safe Practices Ordinance adds a new section to the Roswell City Code requiring:

- City business licenses of body artists and body art establishments
- Compliance with state Body Arts Safe Practices Act including inspections and state licensing
- Enforcement through Code Enforcement

Ms. Amy Ward stated that she supports the ordinance.

A voice vote was 8-1 and the motion passed with Councilor Oropesa voting no and Councilor Denny being absent.

Proposed Ordinance 17-02 – Adopting a Municipal Gross Receipts Tax – Consider approval of Proposed Ordinance 17-02 to advertise for a public hearing and vote on adopting a Municipal Gross Receipts Tax. Councilor Grant moved to approve to advertise for a public hearing Proposed

Ordinance 17-02 – Adopting a Municipal Gross Receipts Tax. Councilor Best was the second. Ms. Garcia gave a presentation stating that the ordinance will impose a Municipal Gross Receipts Tax of one eighth of one percent which will be dedicated to general municipal purposes. The City Attorney and the State of NM Tax & Rev. reviewed the ordinance for language and form. A voice vote was 7-2 and the motion passed with Councilors Henderson and Oropesa voting no and Councilor Denny being absent.

Proposed Ordinance 17-03 – Adopting a Municipal Infrastructure Gross Receipts Tax – Consider approval of Proposed Ordinance 17-03 to advertise for a public hearing and vote on adopting a Municipal Infrastructure Gross Receipts tax. Councilor Grant moved to approve to advertise for a public hearing Proposed Ordinance 17-03 – Adopting a Municipal Infrastructure Gross Receipts Tax. Councilor Sandoval was the second. Ms. Garcia gave a presentation stating that the ordinance will impose a Municipal Infrastructure Gross Receipts Tax of one sixteenth of one percent which will be dedicated to general municipal purposes. The City Attorney and the State of NM Tax & Rev. reviewed the ordinance for language and form. A voice vote was 8-1 and the motion passed with Councilor Oropesa voting no and Councilor Denny being absent.

Proposed Ordinance 17-04 – Adopting a Municipal Environmental Services Gross Receipts Tax – Consider approval of Proposed Ordinance 17-04 to advertise for a public hearing and vote on adopting a Municipal Environmental Services Gross Receipts Tax. Councilor Grant moved to approve to advertise for a public hearing Proposed Ordinance 17-04 – Adopting a Municipal Environmental Services Gross Receipts Tax. Councilor Mackey was the second. Ms. Garcia gave a presentation stating that the ordinance will impose a Municipal Environmental Services Gross Receipts Tax of one sixteenth of one percent dedicated to any purposed allowed by statue including acquisition, construction, operation and maintenance of solid waste facilities, water facilities, sewer systems and related facilities. The City Attorney and the State of NM Tax & Rev. reviewed the ordinance for language and form. A voice vote was 8-1 and the motion passed with Councilor Oropesa voting no and Councilor Denny being absent.

Consider approval of lease to purchase a Server for the Police Department. Councilor Grant moved to approve the lease to purchase a Server for the Police Department. Councilor Best was the second. Mr. Goldstrom discussed the item stating that currently there is not a back-up system which does not allow for taking the system off line for maintenance and upgrades. The lease is for a term of 36 months with a purchase option of \$1 at the end of the term. A voice vote was unanimous and the motion passed with Councilor Denny being absent.

Consider approval of the Mayor's recommendation for appointments to the Outstanding Citizen's Committee. Councilor Sanchez moved to approve Commander Moody and Councilors Foster and Best be appointed to the Outstanding Citizen's Committee. Councilor Mackey was the second. A voice vote was unanimous and the motion passed with Councilor Denny being absent.

Resolution 16-81 and proposed Title VI plan – Consider approval of Resolution 16-81 and proposed Title VI plan to comply with NMDOT eligibility requirements. Councilor Best moved to

approve Resolution 16-81 and proposed Title VI plan. Councilor Foster was the second. Mr. Najar discussed the resolution and proposed plan. The NMDOT requires a current Title VI plan be submitted by the City to continue eligibility to receive federal funding through the NMDOT. A voice vote was unanimous and the motion passed with Councilor Denny being absent.

CLOSED SESSION

Councilor Sanchez moved to go into closed session, pursuant to NMSA 1978, § 10-15-1H(2), to discuss limited personnel matters related to possible disciplinary actions involving a Department Head/Management level employee. Councilor Grant was the second. A roll call vote was as follows: Sandoval-yes, Perry-yes, Best-yes, Mackey-yes, Henderson-yes, Sanchez-yes, Grant-yes, Oropesa-yes and Foster-yes. The roll call vote was unanimous and the motion passed with Councilor Denny being absent.

The Council went into closed session at 8:41 p.m.

Councilor Sanchez stated that for the record the Council was back at 8:58 p.m. and they had a closed session pursuant NMSA 1978, § 10-15-1H(2); to discuss only those things within the purview of personnel matters related to possible disciplinary actions involving a Department Head/Management level employee; no action was taken and no votes made.

PUBLIC PARTICIPATION ON NON-AGENDA ITEMS

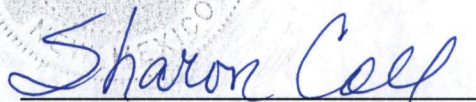
None

ADJOURNMENT

Meeting adjourned at 9:00 p.m.

Approved on this 9th day of February, 2017.

(City Seal)



SHARON COLL, CITY CLERK



DENNIS KINTIGH, MAYOR